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OFFICE OF PETITIONS

In re Application of	:	
Squires et al.	:	
Application No. 10/024,628	:	DECISION GRANTING
Filed: 23 November, 2001	:	PETITION
Attorney's Docket No. 6580-234	:	

This is a decision on the petition filed on 27 August, 2002, to accord the above-identified application a filing date of 23 November, 2001.

The petition is **GRANTED**.

Petitioners argue that the application was deposited in the USPTO on 23 November, 2001. In support, petitioners supplied with the present petition a copy of a postcard receipt bearing a USPTO Office date stamp of 23 November, 2001, and identifying the application by docket number, parent application, and first named inventor's name, and itemizing the filing of, *inter alia*, application papers - oath/dec CIP, 26 claims, 14 sheets drawings.

A review of the record reveals that the original application papers located the official file contain an Office date stamp of 26 November, 2001, but were apparently processed with a filing date of 27 November, 2001. However, the evidence is convincing that the application papers were filed on 23 November, 2001.

As this petition was necessitated by an error on the part of the USPTO, the petition fee will be credited to counsel's deposit account, No. 02-2095.

The application is being returned to the Office of Initial Patent Examination (OIPE) for correction of the filing date to 23 November, 2001, and for issuance of a corrected Filing Receipt. Thereafter the application will be forwarded to Technology Center 1600 for examination in due course.

Telephone inquiries concerning this matter may be directed to the undersigned at (703)308-6918.



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